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*Attorneys for Plaintiffs Heather Atwell; Heather Atwell as  
Trustee of Atwell Family Trust; Heather Atwell as  
Administrator of the Estate of David Atwell; and Resort  
Properties of America, Inc.*

## UNITED STATES DISTRICT COURT

### DISTRICT OF NEVADA

HEATHER ATWELL, an individual and  
citizen of Nevada; HEATHER ATWELL  
as Trustee of ATWELL FAMILY TRUST,  
a Nevada trust; HEATHER ATWELL as  
Administrator of the Estate of David  
Atwell; and RESORT PROPERTIES OF  
AMERICA, INC., a Nevada corporation,

Plaintiffs,

v.

WESTGATE RESORTS, INC., a Florida  
corporation, WESTGATE RESORTS  
LTD., a Florida limited partnership,  
CENTRAL FLORIDA INVESTMENTS,  
INC. a Florida corporation, WESTGATE  
LAS VEGAS RESORT, LLC, a Delaware  
limited liability company, DOES 1-10; and  
ROE ENTITIES 11-20,

Defendants.

CASE NO.: 2:15-cv-02122-RFB-PAL

### STIPULATION AND ORDER WITHDRAWING DEFENDANTS' PROPOSED TRIAL EXHIBIT NUMBER 8 AND CORRECTING CLERICAL ERROR IN DESCRIPTION OF STIPULATED EXHIBIT NO. 13

Plaintiffs Heather Atwell, Heather Atwell as Trustee of Atwell Family Trust, Heather  
Atwell as Administrator of the Estate of David Atwell, and Resort Properties of America, Inc.  
(hereinafter "Plaintiffs"), by and through their counsel of record Kirk B. Lenhard, Esq., Adam K.  
Bult, Esq., and Travis F. Chance, Esq., of the law firm of Brownstein Hyatt Farber Schreck, LLP,  
and Defendants Westgate Resorts, Inc., Westgate Resorts Ltd., Central Florida Investments, Inc.,

1 and Westgate Las Vegas Resort, LLC (hereinafter "Defendants"), by and through their counsel of  
2 record Michael E. Marder, Esq., Brian R. Cummings, Esq., and Vincent Aiello, Esq., of the law  
3 firm of Greenspoon Marder LLP hereby stipulate and agree as follows:

4 Defendants agree to withdraw Defendants' Proposed Exhibit No. 8 – Orange County  
5 Sheriff's Office Incident Report – dated June 17, 2014, with Bates Numbers WRLTD\_04473-  
6 04477.

7 The Parties agree that the description of Stipulated Exhibit No. 13 – Email Exchanges  
8 between David Siegel and David Atwell, February 22 and 26, 2013, RE Vegas Timeshare –  
9 should be corrected and deemed to include emails reflected in Bates Numbers RPA0000252-254.

10 Dated this 2<sup>nd</sup> day of August, 2018.

Dated this 2<sup>nd</sup> day of August, 2018.

11 **GREENSPOON MARDER LLP**

**BROWNSTEIN HYATT FARBER SCHRECK,  
LLP**

12 By: /s/ Brian R. Cummings  
13 Michael E. Marder, Esq.  
14 Brian R. Cummings, Esq.  
15 Vincent Aiello, Esq.


By: /s/ Adam K. Bult  
Kirk B. Lenhard, Esq.  
Adam K. Bult, Esq.  
Travis F. Chance., Esq.

16 *Attorneys for Defendants Westgate Resorts, Inc., Westgate Resorts, Ltd., Central*  
17 *Florida Investments, Inc., and Westgate*  
18 *Las Vegas Resorts, LLC*

*Attorneys for Plaintiffs Heather Atwell; Heather*  
*Atwell as Trustee of Atwell Family Trust;*  
*Heather Atwell as Administrator of the Estate of*  
*David Atwell; and Resort Properties of America,*  
*Inc.*

**ORDER**

19 IT IS SO ORDERED.

  
20 RICHARD F. BOULWARE, II  
21 United States District Court

22 **DATED:** August 8, 2018.

23 **CASE NO. 2:15-cv-02122-RFB-PAL**

24 Respectfully submitted by:

25 BROWNSTEIN HYATT FARBER SCHRECK, LLP

26 By: /s/ Adam K. Bult  
27 KIRK B. LENHARD, ESQ., Bar No. 1437  
28 ADAM K. BULT, ESQ., Bar No. 9332  
TRAVIS F. CHANCE, ESQ., Bar No. 13800